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Filing date: **01/14/2021**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91239589
Party	Plaintiff Maker's Mark Distillery, Inc.
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Date	01/14/2021
Attachments	Rodgers Deposition Notice.pdf(8116 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

MAKER'S MARK DISTILLERY, INC.,

Opposer,

v.

BOWMAKER'S WHISKEY COMPANY,

Applicant.

Opposition No.: 91239589

Serial No. 87/383,989

Mark: BOWMAKER'S WHISKEY

NOTICE OF ELECTION OF ORAL CROSS EXAMINATION OF DON RODGERS

PLEASE TAKE NOTICE that, pursuant to 37 C.F.R. § 2.123(c) and (e) and TBMP §§ 703.01(e) and (h), Opposer Maker's Mark Distillery, Inc. ("Maker's Mark" or "Opposer"), hereby gives notice that it elects to take the deposition by oral cross examination of Don Rodgers, consultant at Rodgers Consulting, LLC located in Frankfort, Kentucky. The deposition shall begin at 10:00 am EST on January 26, 2021 via remote means through Planet Depos remote service, as agreed upon by counsel. A link to enter the remote deposition shall be provided to the deponent and counsel for all parties prior to commencement of the deposition. The oral examination will be conducted before a Notary Public or another person qualified by law to administer oaths, and may be recorded by stenographic, audio, or other means.

Respectfully submitted,

MAKER'S MARK DISTILLERY, INC.

Dated: January 14, 2021

By:

/s/ Richard M. Assmus

Richard M. Assmus

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CERTIFICATE OF SERVICE

I certify that, on January 14, 2021, a copy of the foregoing **NOTICE OF ELECTION OF ORAL CROSS EXAMINATION OF DON RODGERS** was served on Bowmaker's Whiskey Company by email at the following address:

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/s/ Emily Nash
Emily Nash
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